

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RECEIVED

ZURICH AMERICAN INSURANCE COMPANY,

Plaintiff,

-against-

MAXJET AIRWAYS, INC.,

Defendant.

LORETTA A. PRESKA
U. S. DISTRICT JUDGE

07 Civ. 8772 (LAP)

VOLUNTARY DISMISSAL
AND ORDER

USDC SDNY
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DOC #:
DATE FILED: 11/26/07

No answer having been filed and the captioned action having been settled, it is hereby discontinued as to all parties pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure with prejudice but without costs as to any party, subject to re-opening by letter application in the event that the settlement is not consummated within thirty (30) days of entry hereof.

Dated: New York, New York
November 19, 2007

McDERMOTT & RADZIK, L.L.P.
Attorneys for Plaintiff

By:

James J. Ruddy
James J. Ruddy (JR-6693)
88 Pine Street
New York, New York 10005
212-376-6400
Ref.: 10-07-2015 JIR

SO ORDERED:

U.S.D.J.

The Clerk of the Court shall mark this action closed and all pending motions denied as moot.

SO ORDERED:

Loretta A. Preska
LORETTA A. PRESKA, U.S.D.J.

November 26, 2007